




Entered on Docket  
May 19, 2010

  
Hon. Mike K. Nakagawa  
United States Bankruptcy Judge

**WILDE & ASSOCIATES**

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U.S. Bank National Association, as Trustee for the Structured Asset Investment Loan Trust, 2006-BNC3  
09-71819

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:	Bk Case No.: 09-13169-mkn
Milton J. Banks and Etta Yvonne Banks	Date: April 21, 2010 Time: 1:30 p.m.
	Chapter 13
Debtors	

**ORDER ON SECURED CREDITOR'S MOTION FOR RELIEF FROM STAY**

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for the purpose of  
3 allowing Debtor to incur secured debt and modify Secured Creditor's loan pertaining to the following:  
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5 Secured Creditor U.S. Bank National Association, as Trustee for the Structured Asset  
6 Investment Loan Trust, 2006-BNC3, its assignees and/or successors in interest, of the subject property,  
7 generally described as 3434 Ferrell St., North Las Vegas, NV 89032, and legally described as follows:  
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9 Lot Ninety-Three (93) in Block Three of DESERT HIGHLANDS UNIT I, PHASE II, as shown  
10 by Map thereof on file in Book 46 of Plats, page 40, in the office of the County Recorder of  
Clark County, Nevada.

11 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the borrower/Debtor  
12 defaults on the loan modification, Secured Creditor will file a new Motion for Relief From Stay.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby  
2 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of  
3 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured  
4 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.  
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6 Submitted by:

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8 **WILDE & ASSOCIATES**

9 By:  #1072  
10 **Gregory L. Wilde, Esq.**  
Attorney for Secured Creditor

11 **APPROVED / DISAPPROVED**

12 By:   
13 **David Krieger**  
Attorney for Debtor(s)

14 **APPROVED / DISAPPROVED**

15 By: \_\_\_\_\_  
16 **Rick A. Yarnall**  
17 Chapter 13 Trustee  
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1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 ☐ The court waived the requirements of LR 9021.

3 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 ☐ No parties appeared or filed written objections, and the trustee is the movant.

5 ☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a  
6 copy of this proposed order to all counsel who appeared at the hearing, and any trustee  
7 appointed in this case, any unrepresented parties who appeared at the hearing, and each has  
8 approved or disapproved the order, or failed to respond, as indicated below:

9 Debtor's counsel:

10 ☒ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☐ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☐ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☒ failed to respond to the document

17 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
18 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
19 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
20 respond, as indicated below.

21 Debtor's counsel:

22 ☐ approved the form of this order ☐ disapproved the form of this order

23 ☐ waived the right to review the order and/or ☐ failed to respond to the document

24 ☐ appeared at the hearing, waived the right to review the order

25 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

26 Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor